

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

MASSIMO LA ROSA

) CASE NO. 1:18-cv-00095

Plaintiff

) JUDGE DONALD C. NUGENT

-vs-

JONATHAN ALLEN, et al.

) DEFENDANT JONATHAN ALLEN'S

Defendants

) MOTION FOR EXTENSION OF TIME

) TO RESPOND TO PLAINTIFF'S

) MOTION FOR PRELIMINARY

) INJUNCTION

)

Defendant Jonathan Allen ("Allen") hereby moves for an extension of time to respond to Plaintiff Massimo La Rosa's ("Plaintiff") Motion for Preliminary Injunction (the "Injunction Motion"), which was filed in Cuyahoga County Common Pleas Court on January 11, 2018, prior to the removal of this case. See PageID # 38-76. Presently, pursuant to Loc.R. 7.1(d), Allen is required to respond to the Injunction Motion within 14 days, or by January 25, 2018. For the reasons explained herein, Allen requests that the Court permit Allen additional time to respond to the Injunction Motion.

Concurrent with the Injunction Motion, Plaintiff filed a Motion to File Exhibits Under Seal (the "Exhibit Motion") which pertained to the exhibits which would serve as evidentiary support for the Injunction Motion. See PageID # 33-36. Those exhibits, therefore, have not been published on the docket, have not been shared with Allen, and presumably have not been shared with the Court. There has been no ruling to date on the Exhibit Motion, thereby rendering the Injunction Motion incomplete.

As a result, Allen is unable to fully respond to the Injunction Motion. Because a major component of a preliminary injunction analysis is likelihood of success on the merits, see

1/29/18
Motion filed
Wm. H. McCaffrey